



U.S. Department  
of Transportation

**National Highway  
Traffic Safety  
Administration**

# Memorandum

Subject: EA16-002  
Electronic Meeting

Date: March 3, 2016

From: Stephen McHenry  
Investigator

Reply to  
Attn. of:

To: EA16-002

On March 3, 2016 ODI and FCA conducted a electronic meeting to review information related to EA16-002. The material presented by FCA was presented voluntarily and FCA has requested confidentiality on all the information provided; a copy of the Confidentiality Request follows as does the Confidential material.

Participants were:

Jeff, Quandt, Division Chief Vehicle Control Division

Stephen McHenry, Investigator, VCD

Michael Packard, Engineer, VRTC

Duane Stoltzfus, Engineer, VRTC

Cheryl Fry, FCA

Stephen Williams, FCA

David Smith, FCA

Kyle Kelly, FCA

Steve Cox, FCA

**Stephen L. Williams**  
Head, Vehicle Safety Compliance and  
Product Analysis

March 3, 2016

Mr. Paul A. Hemmersbaugh  
Acting Chief Counsel  
National Highway Traffic Safety Administration  
1200 New Jersey Ave., SE  
Room W41-227  
Washington, DC 20590

Re: Request for Confidential Treatment of Business Information Submitted for “FCA - Jeep Grand Cherokee report filed with NHTSA, #10822442” Presentation Materials

Dear Mr. Hemmersbaugh:

FCA US LLC (f/k/a Chrysler Group LLC) (“FCA US”) is voluntarily submitting additional information and certain documents to the National Highway Traffic Safety Administration (“NHTSA”) Office of Defects Investigation (“ODI”) in connection with the above-referenced meeting. FCA US representatives initially presented this information to NHTSA during a telephone call with Jeff Quandt of NHTSA’s ODI on March 3, 2016. On its own initiative, FCA US is submitting the information now.

Based on a careful review of the submission, FCA US has determined that the information is confidential and should be accorded confidential treatment under this agency’s regulations at 49 C.F.R. Part 512 and Exemption 4 of the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552(b)(4). Therefore, FCA US is submitting the enclosed CDs<sup>1</sup>, together with this request for confidential treatment and Certificate in Support of Request for Confidentiality to the Office of Chief Counsel.

The information required by Part 512 is set forth below.

**A. Description of the Information (49 C.F.R. § 512.8(a))**

The business information for which confidential treatment is being sought is within the following enclosures:

- Alaska Grand Cherokee Presentation\_3-3-2016 CBI.pdf, consisting of one .pdf file containing entire page confidential business information; (Bates page numbers: 03/03/2016 – VOLUNTARY – “FCA - Jeep Grand Cherokee report filed with NHTSA, #10822442” Presentation Materials – FCA US LLC – 000002; 000005; 000008-000012; and 000014-000017). This.pdf file contains the presentation materials related to EA16-

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<sup>1</sup> FCA US has taken steps to assure that the CDs are free of any errors or defects that would prevent NHTSA from opening the files on the discs. If, however, the agency is unable to open the files, FCA US respectfully requests that the agency inform FCA US of the issue, so that FCA US may take steps to supply NHTSA’s Office of Chief Counsel with a disc that is fully functional.

**Mr. Paul A. Hemmersbaugh**

**March 3, 2016**

**Page -2-**

002 presented in the March 3, 2016 meeting between NHTSA and FCA US titled "FCA - Jeep Grand Cherokee report filed with NHTSA, #10822442"; and

- WK at CTC CONF BUS INFO.mp4, consisting of one .mp4 video file containing confidential business information. Please note that this video file is being produced in native format, thus it cannot be marked "Confidential." The file name includes "CONF BUS INFO" to designate it as confidential business information.

**B. Confidentiality Standard (49 C.F.R. § 512.8(b))**

This submission is subject to the voluntary submission standard set forth in 49 C.F.R. § 512.15(d).

**C. Justification for Confidential Treatment (49 C.F.R. § 512.8(c))**

Information is voluntarily submitted if the agency did not invoke its authority to compel the submission of the information, even if the agency had such authority. See *Parker v. Bureau of Land Management*, 141 F. Supp. 2d 71, 78 n.6 (D.D.C 2001) ("In addition to possessing the authority to compel submission, the agency must also exercise that authority in order for a submission to be deemed mandatory."); U.S. Dept. of Justice, Guide to the Freedom of Information Act at 279 (posted 2009) ([http://www.justice.gov/sites/default/files/oip/legacy/2014/07/23/exemption4\\_0.pdf](http://www.justice.gov/sites/default/files/oip/legacy/2014/07/23/exemption4_0.pdf)) ("Furthermore, the existence of agency authority to require submission of information does not automatically mean such a submission is 'required'; the agency authority must actually be exercised in order for a particular submission to be deemed 'required.'"). As noted above, FCA US is submitting this information to NHTSA on its own initiative, having initially presented it to Mr. Quandt in a teleconference. At no time did Mr. Quandt request the information or purport to invoke NHTSA's authority to compel the submission of the information for which FCA US is seeking confidential treatment.

Information submitted voluntarily should be accorded confidential treatment if it is the type of information that is not customarily disclosed by the submitter to the public. FCA US does not customarily disclose the kind of evaluative information or analysis included in this submission.

**D. Class Determination (49 C.F.R. § 512.8(d))**

The information for which confidential treatment is sought does not fit within a class determination.

**E. Duration for Which Confidential Treatment is Sought (49 C.F.R. § 512.8(e))**

Because FCA US does not anticipate that it will ever adopt a custom of disclosing information of this kind to the public, FCA US requests that the information be accorded confidential treatment permanently.

**F. Contact Information (49 C.F.R. § 512.8(f))**

Please direct all inquiries and responses to the undersigned at:

800 Chrysler Drive, CIMS 482-00-23  
Auburn Hills, MI 48326  
248-576-2470

**Mr. Paul A. Hemmersbaugh**

**March 3, 2016**

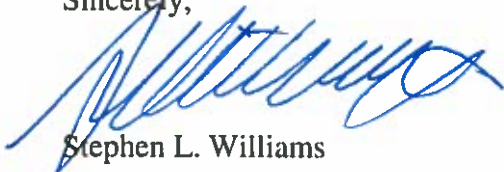
**Page -3-**

Stephen.Williams@fcagroup.com

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If you receive a request for disclosure of the information for which confidential treatment is being sought before you have completed your review of our request, FCA US respectfully requests notification of the request(s) and an opportunity to provide further justification for the confidential treatment of this information, if warranted.

Sincerely,



Stephen L. Williams

Enclosures

cc: Jeff Quandt (w/o confidential enclosures)

## Certificate in Support of Request for Confidentiality

I, Stephen L. Williams, pursuant to the provisions of 49 C.F.R. Part 512, state as follows:

- (1) I am FCA US LLC's (f/k/a Chrysler Group LLC) Head, Vehicle Safety Compliance and Product Analysis and I am authorized by FCA US LLC to execute documents on its behalf;
- (2) I certify that the information contained in the attached documents is confidential and proprietary data and is being submitted with the claim that it is entitled to confidential treatment under 5 U.S.C. 552(b)(4);
- (3) I hereby request that the information contained in the indicated documents be protected on a permanent basis;
- (4) This certification is based on the information provided by the responsible FCA US LLC personnel who have authority in the normal course of business to release the information for which a claim of confidentiality has been made to ascertain whether such information has ever been released outside FCA US LLC;
- (5) Based upon that information, to the best of my knowledge, information and belief, the information for which FCA US LLC has claimed confidential treatment has never been released or become available outside FCA US LLC, except to certain contractors of FCA US LLC with the understanding that such information must be maintained in strict confidence;
- (6) I make no representations beyond those contained in this certificate and, in particular, I make no representations as to whether this information may become available outside FCA US LLC because of unauthorized or inadvertent disclosure (except as stated in paragraph 5); and
- (7) I certify under penalty of perjury that the foregoing is true and correct.

Executed on this 3<sup>rd</sup> day of March, 2016

  
\_\_\_\_\_  
Stephen L. Williams



FIAT CHRYSLER AUTOMOBILES

# 2015 MY Jeep Grand Cherokee

NHTSA – Alaska Vehicle

March 3, 2016



03/03/2016 – VOLUNTARY – “FCA - Jeep Grand Cherokee report filed with NHTSA, #10822442” Presentation Materials – FCA US LLC – 000001




REDACTED

## Applicable Incident Information

VEHICLE ROLLS FORWARD WHILE IN PARK. SHIFT SELECTOR IS IN PARK AND THE VEHICLE ROLLS. MARKED CRASH DUE TO ONE INSTANCE WHERE IT ROLLED IN TO THE HOUSE DECK. NO DAMAGE TO EITHER VEHICLE OR DECK OTHER THAN MINOR SCRATCHES.

THIS HAS HAPPED SEVERAL TIMES AND I HAVE A VIDEO OF THE VEHICLE ROLLING WHILE SHIFT SELECTOR IS IN PARK.

 <p>U.S. Department of Transportation National Highway Traffic Safety Administration</p>		<p>DOT Auto Safety Hotline</p> <p><b>Vehicle Owner's Questionnaire</b></p> <p>To Report Vehicle Safety Defects</p> <p>1-888-DASH-2-DOT (1-888-327-4236)</p> <p>INTERNET: <a href="http://www.nhtsa.dot.gov/hotline">www.nhtsa.dot.gov/hotline</a></p>		FOR AGENCY USE ONLY 100148	
		Date Received  26-JAN-2016	Repository <input type="checkbox"/>		Reference No. 10822442
OWNER INFORMATION (Type or Print)					
Name		Daytime Telephone Number		E-mail Address	
Address		Evening Telephone Number			
City	State	Zip Code			
ANCHORAGE	AK	99521			
<p><i>The information you provide will be used to identify potential safety-related defects. We may share your information with the applicable vehicle manufacturer during an investigation or recall in accordance with the routine uses described in the agency's Privacy Act notice. See 49 FR 53971 (Sep. 3, 2004).</i></p>					
VEHICLE INFORMATION					
17 digit Vehicle Identification Number Located at bottom of windshield on driver's side		Make	Model	Model Year	
1C4RJFBM4		JEEP	GRAND CHEROKEE	2015	
Date Purchased	Dealer's Name and Telephone Number		Engine: No: Cylinders	Fuel Type:	
Original Owner <input type="checkbox"/>	Dealer's City		State	Zip Code	
Transmission Type	<input type="checkbox"/> Antilock Brakes	Powertrain	Multiple Failure:	Incident Date(s)	
	<input type="checkbox"/> Cruise Control			20-JAN-2016	
FAILED COMPONENT(S)/PART(S) INFORMATION					
Vehicle Component Codes: 980000 UNKNOWN OR OTHER, 100000 POWER TRAIN				Failure Mileage	Failure Speed
				500	0
ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A TIRE FAILURE					
Tire Make		Tire Model (Name or Number)		Tire Size (Example P215/65R15)	
DOT No. (Example: DOTM19ABC036)		<input type="checkbox"/> Original Equipment <input type="checkbox"/> Prior Repair	Failure Location:		
Tire Component Code				Tire Failure Type:	
ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A CHILD SEAT FAILURE					
Make:		Date Manufactured:		Model No./Name:	
Seat Type:		Installation System:			
Child Seat Component Codes:			Failed Part:		
APPLICABLE INCIDENT INFORMATION					
<i>(Please describe in detail the incident(s), failure(s), crash(es), and injury(ies).)</i>					
Crash <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Fire <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Number of Persons Injured	Number of Deaths	Reported to Police N	
<p><b>Narrative Description of Incident(s), Crash(es), and Injury(ies).</b> Please describe (1) events leading up to the failure, (2) failure and its consequences, and (3) what was done to correct the failure; i.e. parts repaired or replaced (and if old part is available).</p>					
<p>VEHICLE ROLLS FORWARD WHILE IN PARK. SHIFT SELECTOR IS IN PARK AND THE VEHICLE ROLLS. MARKED CRASH DUE TO ONE INSTANCE WHERE IT ROLLED IN TO THE HOUSE DECK. NO DAMAGE TO EITHER VEHICLE OR DECK OTHER THAN MINOR SCRATCHES.</p>					
<p>THIS HAS HAPPED SEVERAL TIMES AND I HAVE A VIDEO OF THE VEHICLE ROLLING WHILE SHIFT SELECTOR IS IN PARK.</p>					



CHECK LETTER(S)

**Customer Assistance Inquiry Record (CAIR)#**

<b>VIN</b>	1C4RJFBM4 [REDACTED]	<b>Open Date</b>	01/18/2016	<b>Built Date</b>	05/11/2015
<b>Model Year</b>	2015	<b>Body</b>	WKJP74	JEEP GRAND CHEROKEE LIMITED 4X4 SPORT UTILITY	
<b>In Service Dt</b>	01/06/2016	<b>Mileage</b>	570	<b>Dealer Zone</b>	
<b>Plant</b>	C	JEFFERSON NORTH ASSEMBLY PLANT	<b>Market</b>	U	US
<b>Color</b>	PXR	BRILLIANT BLACK CRYSTAL PEARL COAT			
<b>Engine</b>	EXF	3.0L V6 TURBO DIESEL ENGINE			
<b>Transmission</b>	DFD	8-SPD AUTO 8HP70 TRANS (BUY)			
<b>Owner</b>	[REDACTED]	<b>Contact Type</b>	ROADSIDE		
<b>Address</b>	[REDACTED]	<b>Home Phone</b>	[REDACTED]		
	ANCHORAGE AK x	<b>Country</b>	UNITED STATES		

1 Briefly summarize why the customer is contacting Chrysler: the customer  
 2 called in stating that the vehicles engine light is on and that his  
 vehicle slips while it is in park. The customer also stated that this is  
 his first jeep and he has never had so many issues in such a short time.  
 The customer also stated that the key fobs doesn t work as well.

3 Briefly summarize what the customer is expecting: vehicle assistance  
 Customer is contacting Chrysler because he needs to be transferred over  
 to Roadside Assistance.  
 Agent called Roadside Assistance and transferred customer for further  
 assistance.

REDACTED

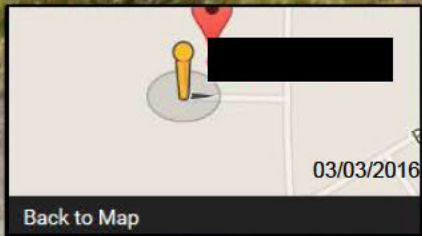
## Video





# Alaska Vehicle Inspection

Home Address  
[REDACTED], Anchorage, AK



03/03/2016 - VOLUNTARY - "FCA - Jeep Grand Cherokee report filed with NHTSA, #10822442" Presentation Materials - FCA US LLC 000007

REDACTED

REDACTED

REDACTED

REDACTED



REDACTED

# Competitive Videos

REDACTED

REDACTED

REDACTED

REDACTED

**STARTING AND OPERATING 417**



**Shift Lever**

## **Gear Ranges**

**DO NOT** race the engine when shifting from **PARK** or **NEUTRAL** into another gear range.

**NOTE:** After selecting any gear range, wait a moment to allow the selected gear to engage before accelerating. This is especially important when the engine is cold.

## **PARK (P)**

This range supplements the parking brake by locking the transmission. The engine can be started in this range. Never attempt to use **PARK** while the vehicle is in motion. Apply the parking brake when leaving the vehicle in this range.

When parking on a level surface, you may shift the transmission into **PARK** first, and then apply the parking brake.

When parking on a hill, apply the parking brake before shifting the transmission to **PARK**. As an added precaution, turn the front wheels toward the curb on a downhill grade and away from the curb on an uphill grade.

**5**

## 418 STARTING AND OPERATING

**NOTE:** On four-wheel drive vehicles be sure that the transfer case is in a drive position.

### **WARNING!**

- Never use the PARK position as a substitute for the parking brake. Always apply the parking brake fully when parked to guard against vehicle movement and possible injury or damage.
- Your vehicle could move and injure you and others if it is not in PARK. Check by trying to move the transmission gear selector out of PARK with the brake pedal released. Make sure the transmission is in PARK before leaving the vehicle.
- It is dangerous to shift out of PARK or NEUTRAL if the engine speed is higher than idle speed. If your foot is not firmly pressing the brake pedal, the

*(Continued)*

### **WARNING! (Continued)**

- vehicle could accelerate quickly forward or in reverse. You could lose control of the vehicle and hit someone or something. Only shift into gear when the engine is idling normally and your foot is firmly pressing the brake pedal.
- Unintended movement of a vehicle could injure those in or near the vehicle. As with all vehicles, you should never exit a vehicle while the engine is running. Before exiting a vehicle, always apply the parking brake, shift the transmission into PARK, turn the engine OFF, and remove the Key Fob. When the ignition is in the OFF mode, the transmission is locked in PARK, securing the vehicle against unwanted movement.

*(Continued)*